



2653/\$

Practitioner's Docket No. 55944 (70904)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: H. Fuji, et al. Confirmation: 1977
Application No.: 09/864,060 Art Unit: 2653
Filed: May 23, 2001 Examiner: Castro, Angel A.
For: INFORMATION WRITE/READ HEAD INCLUDING AN OPTICAL SLIT
HAVING A LIGHT EMITTING SECTION WHOSE WIDTH IS
SHORTER THAN A LIGHT BEAM DIFFRACTION LIMIT (AS-
AMENDED)

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

JUN 24 2004

Technology Center 2600

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an Response to Office Action/ Amendment for this application.

STATUS

2. [] a small entity. A statement:
[] is attached.
[] was already filed.
[X] other than a small entity.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. 1.8(a))

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

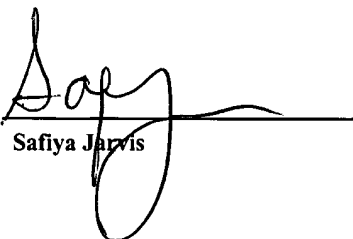
- ☒ deposited with the United States Postal Service
with sufficient postage as first class mail in an
envelope addressed to Mail Stop No Fee
Amendment, Commissioner for Patents, P.O.
Box 1450, Alexandria, VA 22313-1450.

Date: June 16, 2004

FACSIMILE

- ☐ transmitted by facsimile to the Patent and
Trademark Office.

Signature


Safiya Jarvis

(Amendment Transmittal—page 1 of 4)

3.

EXTENSION OF TERM

NOTE: *"Extension of Time in Patent Cases (Supplement Amendments) — If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.*

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: *See 37 C.F.R. § 1.645 for extensions of time in interference proceedings, and 37 C.F.R. § 1.550(c) for extensions of time in reexamination proceedings.*

4. The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136 apply.

(complete (a) or (b), as applicable)

(a) ☐ Applicant petitions for an extension of time under 37 C.F.R. § 1.136 (fees: 37 C.F.R. § 1.17(a)(1)-(4)) for the total number of months checked below:

| | Extension (months) | Fee for other than small entity | Fee for small entity |
|--------------------------|-----------------------|------------------------------------|-------------------------|
| <input type="checkbox"/> | one month | \$ 110.00 | \$ 55.00 |
| <input type="checkbox"/> | two months | \$ 410.00 | \$ 205.00 |
| <input type="checkbox"/> | three months | \$ 930.00 | \$ 465.00 |
| <input type="checkbox"/> | four months | \$ 1,450.00 | \$ 725.00 |

Fee:

If an additional extension of time is required, please consider this a petition therefor.

(check and complete the next item, if applicable)

☐ An extension for _____ months has already been secured. The fee paid therefor of \$ _____ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request

OR

(b) ☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

5. The fee for claims (37 C.F.R. § 1.116(b)-(d)) has been calculated as shown below:

| [Col. 1] | [Col. 2] | [Col. 3] | Small Entity | Other Than a Small Entity |
|--|------------------------------------|------------------|-----------------------------|----------------------------------|
| Claims Remaining After Amendment | Highest No. Previously Paid For | Present Extra | Rate | Additional Fee |
| Total 41 | Minus 32 | =9 | x \$ 9 = | \$ |
| Indep. 9 | Minus 8 | =1 | x \$ 43 = | \$ |
| [] First Presentation of Multiple Dependent Claim | | | +\$145 = | + \$290 = |
| | | | Total Addit. Fee: \$ | Total Addit. Fee \$248.00 |

- * If the entry in Col. 1 is less than the entry in Col. 2, write "O" in Col. 3,
 ** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".
 *** If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".
 The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

WARNING: *"After final rejection or action (§ 1.113) amendments may be made canceling claims or complying with any requirement of form which has been made." 37 C.F.R. § 1.116(a) (emphasis added).*

(complete (c) or (d), as applicable)

- (c) [] No additional fee for claims is required.

OR

- (d) [XX] Total additional fee for claims required **\$248.00**

FEE PAYMENT

6. [XX] Attached is a check in the sum of **\$248.00** for additional claims.
 [] Charge Account No. 04-1105 the sum of \$

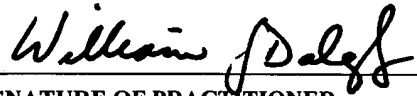
FEE DEFICIENCY

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).

7. ☒ If any additional extension and/or fee is required, charge Account No. 04-1105.

AND/OR

- ☒ If any additional fee for claims is required, charge Account No. 04-1105.



SIGNATURE OF PRACTITIONER
William J. Daley, Jr. (Reg. 35,487)
Edwards & Angell, LLP
PO BOX 55874
Boston, MA 02205

Tel. No.(617) 439-4444

Date: June 16, 2004

Customer No. 21,874

BOS2_448283.1



Attorney Docket No. 55,944 (70904)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | | | |
|------------|---|-----------|------------------|
| APPLICANTS | H. Fuji, et al. | EXAMINER: | Castro, Angel A. |
| U.S.S.N.: | 09/864,060 | GROUP: | 2653 |
| FILED: | May 23, 2001 | Conf. No. | 1977 |
| FOR: | INFORMATION WRITE/READ HEAD INCLUDING AN OPTICAL SLIT HAVING A LIGHT EMITTING SECTION WHOSE WIDTH IS SHORTER THAN A LIGHT BEAM DIFFRACTION LIMIT (AS-AMENDED) | | |

Mail Stop Amendment
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JUN 24 2004
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CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 16, 2004.

By: _____

Safiya Jarvis

RESPONSE TO OFFICE ACTION

Sir:

The following is in response to the Office Action mailed March 16, 2004, in the above referenced application.

Applicants believe that no extension of time is required since this response is being filed before the expiration of the specified time period. Applicants, however, conditionally petition for an extension of time to provide for the possibility that such a petition has been inadvertently overlooked and is required. As provided below charge Deposit Account No. **04-1105** for any required fee.

06/22/2004 SSESHE1 00000045 09864060

01 FC:1202
02 FC:1201

162.00 OP
86.00 OP

Applicant: H. Fuji, et al.
U.S.S.N.: 09/864,060
RESPONSE TO OFFICE ACTION
Page 2 of 30

Please amend the above-identified application as follows:

Amendments to Specification begins on page 3 of this paper.

Amendments to the Claims begin on page 4 of this paper.

Remarks begin on page 17 of this paper.